

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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AUSTIN DOWD, et al.,

Case No. 2:15-cv-136-APG-VCF

Plaintiffs,

Order Accepting Report and Recommendation and Dismissing Case

STEVEN SISOLAK, et al..

(Dkt. ## 8, 9, 10, 19, 31, 36)

Defendants.

Pending in this case are:

(1) a motion to dismiss or quash service filed by defendants Gillespie, Lombardo, Forbus, Hammack, and the Las Vegas Metropolitan Police Department (collectively, the “Metro Defendants”) (Dkt. #8);

(2) defendants' motion to disqualify plaintiffs' counsel (Dkt. #9);

(3) a motion to dismiss filed by defendants Sisolak, Scow, Collings, Weekly, Brown, Giunchigiani, Brager, Wells the Board of County Commissioners and Clark County (collectively, the “Commission Defendants”) (Dkt. #10); and

(4) plaintiffs' motion to amend their complaint (Dkt. #19).

On August 12, 2015, Magistrate Judge Ferenbach entered his Order and Report & Recommendation recommending dismissal of plaintiffs' complaint and denial of plaintiffs' motion and. (Dkt. #31.) Plaintiffs filed an objection to that Recommendation.¹ (Dkt. #36.) I have conducted a de novo review of the issues set forth in the Report & Recommendation, pursuant to Rule IB 3-2. Judge Ferenbach's Report and Recommendation sets forth the proper legal

¹ Judge Ferenbach denied defendants' motion to disqualify plaintiffs' counsel (Dkt. #9). That is a final decision that may be appealed to me under Local Rule IB 3-1. Plaintiffs did not formally appeal that ruling, but objected to it in their Objection. (Dkt. #36 at 12-13.) I will treat that portion of the Objection as an appeal under Local Rule IB 3-1.

1 analysis and factual basis for the decision. Rather than repeat that analysis here, I incorporate it by
2 reference. Therefore,

3 IT IS HEREBY ORDERED that plaintiffs' Objection (**Dkt. #36**) is **overruled** and the
4 Report and Recommendation (**Dkt. #31**) is **accepted**. The Metro Defendants' motion to dismiss
5 (**Dkt. #8**) is **granted**, the Commission Defendants' motion to dismiss (**Dkt. #10**) is **granted**, the
6 defendants' motion to disqualify plaintiffs' counsel (**Dkt. #9**) is **denied as moot**, and plaintiffs'
7 motion to amend their complaint (**Dkt. #19**) is **denied**. Accordingly, this **case is dismissed**. The
8 clerk of the court shall enter Judgment accordingly.

9 Dated: October 16, 2015.



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11 ANDREW P. GORDON
12 UNITED STATES DISTRICT JUDGE
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